



General Assembly

Amendment

January Session, 2009

LCO No. 9225

SB0066409225HR0

Offered by:

REP. D'AMELIO, 71st Dist.

To: Subst. Senate Bill No. 664

File No. 243

Cal. No. 710

"AN ACT CONCERNING BILLING FOR ASSISTED LIVING SERVICES COVERED BY LONG-TERM CARE INSURANCE."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. (*Effective from passage*) On or before July 1, 2009, the
4 Department of Public Health shall submit, in accordance with the
5 provisions of section 11-4a of the general statutes, to the joint standing
6 committee of the General Assembly having cognizance of matters
7 relating to public health, the state-wide health information technology
8 plan developed pursuant to section 19a-25d of the general statutes.

9 Sec. 502. (NEW) (*Effective from passage*) (a) Not later than June 1,
10 2009, the Governor, in consultation with the speaker of the House of
11 Representatives, the president pro tempore of the Senate, the
12 chairpersons and ranking members of the joint standing committee of
13 the General Assembly having cognizance of matters relating to public
14 health, the Lieutenant Governor and the Commissioner of Public
15 Health, shall designate an entity to serve, on and after July 1, 2009, as

16 the lead health information exchange organization for the state. The
17 designated entity shall, in consultation with the Department of Public
18 Health, seek private and federal funds, including funds made available
19 pursuant to the federal American Recovery and Reinvestment Act of
20 2009, for the initial development of a state-wide health information
21 exchange. Any private or federal funds received by such entity may be
22 used for the purpose of establishing health information technology
23 pilot programs. Beginning on October 1, 2009, such entity shall submit,
24 in accordance with the provisions of section 11-4a of the general
25 statutes, quarterly reports to the joint standing committee of the
26 General Assembly having cognizance of matters relating to public
27 health and to the Department of Public Health on any private or
28 federal funds received during the preceding quarter and, if applicable,
29 how such funds have been expended. Such reports shall minimally
30 include the total amount of funds and the source providing such
31 funds.

32 (b) The entity designated, pursuant to subsection (a) of this section,
33 as the lead health information exchange organization for the state
34 shall: (1) Facilitate the implementation and periodic revisions of the
35 health information technology plan after the plan is initially submitted
36 in accordance with the provisions of section 501 of this act, including
37 the implementation of an integrated state-wide electronic health
38 information infrastructure for the sharing of electronic health
39 information among health care facilities, health care professionals,
40 public and private payors and patients, and (2) on or before February
41 1, 2010, and annually thereafter, report, in accordance with the
42 provisions of section 11-4a of the general statutes, on the
43 implementation of such plan to the joint standing committee of the
44 General Assembly having cognizance of matters relating to public
45 health. Such report shall include details concerning the status of the
46 implementation of the health information technology plan, and may
47 include recommended revisions to such plan, statutory changes
48 needed to facilitate the implementation of such plan and funding
49 needed to effectuate such plan along with the proposed sources of

50 such funding.

51 Sec. 503. (NEW) (*Effective from passage*) The entity designated,
52 pursuant to subsection (a) of section 502 of this act, as the lead health
53 information exchange organization for the state shall develop
54 standards and protocols for privacy in the sharing of electronic health
55 information. Such standards and protocols shall be no less stringent
56 than the "Standards for Privacy of Individually Identifiable Health
57 Information" established under the Health Insurance Portability and
58 Accountability Act of 1996, (P.L. 104-191), as amended from time to
59 time, and contained in 45 CFR 160, 164. Such standards and protocols
60 shall require that individually identifiable health information be secure
61 and that access to such information be traceable by an electronic audit
62 trail.

63 Sec. 504. (NEW) (*Effective from passage*) (a) Not later than June 1,
64 2009, the Department of Public Health shall develop, in consultation
65 with the Attorney General and within existing budgetary resources,
66 conflict of interest policies that shall be applicable to the board of
67 directors, employees and agents of the entity designated, pursuant to
68 subsection (a) of section 502 of this act, as the lead health information
69 exchange organization for the state.

70 (b) In carrying out the responsibilities prescribed under sections 502
71 and 503 of this act, the board of directors, employees and agents of
72 such entity shall be subject to conflict of interest policies established by
73 the Department of Public Health, pursuant to subsection (a) of this
74 section, to ensure that deliberations and decisions are fair and
75 equitable."